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ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 5/13/11

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MICHAEL LAGANA,

Plaintiff,

-against-

STEPHEN EINSTEIN & ASSOCIATES, P.C.,  
et al.,

Defendant.

-----X  
WOOD, U.S.D.J.:

Plaintiff brings a putative class action alleging violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, et seq. ("FDCPA").

The parties have submitted a consent motion to certify the proposed class, preliminarily approve a proposed class settlement, approve the form of notice to the proposed class, and schedule a fairness hearing for final approval of the settlement.

The Court hereby schedules a conference to discuss issues relating to class certification and preliminary approval of the proposed settlement agreement. The conference shall be held on June 2, 2011 at 11:00 a.m., in Courtroom 18B, United States Courthouse, 500 Pearl Street, New York, New York.

The parties should be prepared to discuss the following issues at the conference:

- 1) Evidence and legal authorities supporting certification of the proposed class under Rule 23 of the Federal Rules of Civil Procedure;
- 2) Evidence and documentation to substantiate the proposed attorney's fee award, including documents reflecting the number of hours worked and the hourly billing rates;
- 3) Description of the relief that proposed class members receive in exchange for the release being granted to Defendants in the proposed settlement agreement, and whether further

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non-monetary relief would be appropriate, including potential withdrawal of lawsuits filed by the Defendant law firm; and

4) Whether the release of liability included in the proposed settlement is too broad.

The parties shall also submit a joint letter to the Court addressing these issues no later than May 31, 2011.

SO ORDERED.

DATED: New York, New York  
May 12, 2011

A handwritten signature in black ink, appearing to read "Kimba M. Wood", written over a horizontal line.

KIMBA M. WOOD  
United States District Judge